

Message Text

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11

ORIGIN OPIC-06

INFO OCT-01 EA-09 ISO-00 EB-07 L-03 COME-00 AID-05 TRSE-00

OMB-01 /032 R

DRAFTED BY OPIC/D:EABURTON:ME

APPROVED BY EB/IFD/OIA:RJSMITH

OPIC/GC:ALUCERO (DRAFT)

OPIC/ID:AKRAMISH (DRAFT)

L/T:JABOYD

EA/ANP:HNELSON

EB/IFD/OIA:DHSTEBBING

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R 200026Z SEP 75

FM SECSTATE WASHDC

TO AMEMBASSY SUVA

UNCLAS STATE 224740

E.O. 11652: N/A

TAGS: EINV, FJ

SUBJECT: OPIC AGREEMENT FOR FIJI

1. OPIC GRATIFIED NEWS OF FIJI ACCEPTANCE OPIC AGREEMENT AND APPRECIATE EMBASSY COOPERATION. EMBASSY ALREADY AUTHORIZED TO NEGOTIATE AND CONCLUDE OPIC AGREEMENT ON BASIS OF TEXT TRANSMITTED EMBASSY STATE A-10 OF JUNE 29, 1971. ADDITIONAL COPIES ALREADY POUCHED.

2. OPIC WOULD PREFER TO SUBSTITUTE THE FOLLOWING PARAGRAPH FOR THE APPROVAL PROVISION OF THE AFOREMENTIONED AGREEMENT TEXT. EMBASSY AUTHORIZED, AT ITS DISCRETION, TO PROPOSE THE SUBSTITUTE LANGUAGE: QUOTE. (2) THE PROCEDURES SET FORTH IN THIS AGREEMENT SHALL APPLY ONLY WITH RESPECT TO COVERAGE OF INVESTMENTS AND CONTRACTS RELATING TO PROJECTS OR ACTIVITIES APPROVED BY THE HOST GOVERNMENT. IN THE CASE OF CONSTRUCTION OR SERVICE CONTRACTS ENTERED

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INTO WITH THE HOST GOVERNMENT OR ANY AGENCY OR POLITICAL

SUBDIVISION THEREOF, THE PROJECT OR ACTIVITY SHALL BE
DEEMED TO HAVE BEEN APPROVED BY THE HOST GOVERNMENT FOR
PURPOSES OF THE AGREEMENT. UNQUOTE.

3. SINCE TRANSMITTAL A-10 OPIC HAS INSTITUTED ADDITIONAL
TYPES OF INVESTMENT INSURANCE COVERING ENGINEERING, CON-

STRUCTION AND OTHER SERVICE TYPE CONTRACTS. AUTOMATIC
APPROVAL PROVIDED BY ABOVE LANGUAGE WOULD RECOGNIZE ANY
CONTRACT BETWEEN THE FIJI GOVERNMENT AND THE US INVESTOR
BIDDING FOR SUCH A SERVICE TYPE CONTRACT AS AUTOMATIC
APPROVAL OF THE PROJECT. SUCH AUTOMATIC APPROVAL WOULD
OBTAIN NEED FOR A SEPARATE OPIC PROJECT APPROVAL REQUIRED
FOR REGULAR INVESTMENT PROJECTS AND WOULD HELP MAKE U.S.
BIDS MORE COMPETITIVE. SUBSTITUTE PARAGRAPH 2 OF OPIC
AGREEMENT IS DESIRABLE IMPROVEMENT BUT IS NOT ESSENTIAL.

4. OPIC PROGRAMS AND AGREEMENT INCLUDING SUBSTITUTE
PARAGRAPH 2 SUBJECT DISCUSSION SEPTEMBER 5TH BETWEEN OPIC
OFFICERS AND MINFIN STINSON WHO APPEARED INTERESTED AND
RECEPTIVE TO EARLY AGREEMENT CONCLUSION. KISSINGER

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